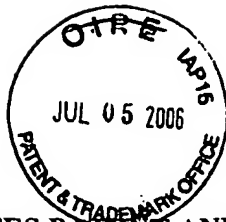


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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

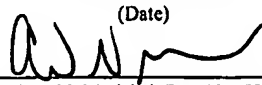
Applicant : Schlothauer et al.  
Appl. No. : 10/070,406  
Filed : October 7, 2002  
For : BIOACTIVE WHEY PROTEIN  
HYDROLYSATE  
Examiner : Francisco Chandler Prats  
Group Art Unit : 1651

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

June 30, 2006

(Date)

  
Andrew N. Merickel, Reg. No. 53,317

**RCE AND AMENDMENT WITH DECLARATION UNDER 37 C.F.R. §1.132**

**Mail Stop RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The present paper is responsive to the Final Office Action mailed on January 5, 2006, and is accompanied by a request for a three-month extension of time and a Request for Continued Examination. As the current amendments, comments and attached Declaration Under 37 C.F.R. §1.132 are believed to place the application in condition for allowance, their entry and consideration is respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 8 of this paper.

07/07/2006 SSITHIB1 00000032 10070406  
02 FC:1253 1020.00 0P